9012294/2024/SER SEC-TBW01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Department of Tribal Welfare – Allegation levelled against Sri Kota Ashok, the then Dy.EE, Araku (Now retired) for non submission of Annual Property Returns and acquiring assets without prior permission - Initiated disciplinary proceedings – Enquiry Report submitted – Communicated to Charged Officer – Explanation submitted – Punishment proposed – Showcause notice issued – Explanation Submitted – Examined – Rejected - Punishment of 5% cut in pension one(1) year – Orders – Issued.

==========

DEPARTMENT OF TRIBAL WELFARE(SER)

G.O.RT.No.82 **Dated:18.06.2024**

Read the following:-

1. From the Deputy Superintendent of police, ACB, Vizianagaram, A.P.P.Swan Message, dt.31.10.2003.
2. Govt.Memo.No.13782/TW.Ser.II.2/03-20, dt.29.11.2003 & 29.11.2006 & 06.06.2019.
3. From ENC, Lr.No. CB3/4616/2003 dt.01.12.2008 & 11.07.2019.
4. Representation of Sri K.Ashok, Executive Engineer (Retd.), TW Division, Seethammapeta, Dt.22.05.2019.
5. G.O.Rt.No.80, 81, SW(TW-SER)Dept., dt.16.04.2021.
6. Letter from the Enquiry Officer, Additional Director, O/o DTW Lr.Rc.No.(1400797). SOW03-14022(37)/03/2021-I SEC- COTW, dt. 07.11.2021.
7. Issued Govt. Memo.No.13782/TW.SER.II/2003, dt.24.06.2022.
8. Representation from Sri K.Ashok, Dy.EE, (now retired), dt.08.01.2024.
9. Show causes Notice to Sri K.Ashok, Executive Engineer (Retd.), TW Division, Seethammapeta, dt.20.03.2024.
10. The General Administration (SER.A) Dept, G.O.Ms.124, dt. 04.12.2023.

&&&

O R D E R:

The ACB have filed allegations for disproportionate of assets to his known sources of income against Sri K.Ashok, Dy.EE (now retired) vide reference 1st read above.

2. Based on above report, Government have instructed the ENC, TW to initiate the departmental proceedings against the individual for not submitting the Annual Property returns in reference 2nd read above. Accordingly, the Delinquent Officer submitted his written explanation.

3. After examining the Written Statement of Defense submitted by the Charged Officer, the Addl. Director, O/o Directorate of Tribal Welfare has been appointed as Inquiry officer for conducting inquiry against Sri Kota Ashok, the then Dy.EE, Araku (Now retired) on the allegations of non-submission of Annual Property Returns and acquiring assets without prior permission and Sri K.V.S.N. Kumar, E.E. Paderu has been appointed as Presenting Officer to present case before inquiry authority on behalf of Government vide reference 5th read above.

4. Accordingly, the Inquiring Authority has conducted inquiry against the charged officer Sri Kota Ashok, the then Dy.EE, Araku (Now retired) and

(P.T.O)

submitted Inquiry report along with his finding to the Government for taking further action in the matter vide reference 6th read above.

5. While communicating a copy of the Inquiry Officer's Report, Sri Kota Ashok, the then Dy.EE, Araku (Now retired) was requested to submit his representation if any vide the reference 7th read above. The Charged Officer in his representation has agreed the finding of inquiry report in the reference 8th read above.

6. Government have examined the matter carefully and proposed to impose a penalty of withholding of 5% pension for One (1) years against Sri Kota Ashok, the then Dy.EE, Araku (Now retired) for the charge held proved against him under Rule 9 of the A.P. Revised Pension Rules, 1980. Accordingly a Show- Cause Notice was issued indicating the quantum of penalty being imposed Sri Kota Ashok, the then Dy.EE, Araku (Now retired) to submit his representation in the matter in the reference 9th read above.

7. Show-Cause Notice served to Sri Kota Ashok, the then Dy.EE, Araku (Now retired). But he has not submitted any representation regarding in this matter.

8. In the mean time, the General Administration (SER.A) Dept., G.O.Ms.124, dt.04.12.2023 has issued orders for amendment to the existing proviso 1 to Rule 9 (1) of the A.P. Revised Pension Rules, 1980 shall be issued by the Finance Department substituting with the following sentences:-

> " Provided that the Andhra Pradesh Public Service Commission shall be consulted before any final orders are passed imposing penalty of **With holding or entire pension or gratuity or both**. However, consultation with the A.P.Public Service Commission is not necessary when the petitioner is found guilty in any judicial proceedings.

9. Government examined the case in detail, taking in to consideration of the material on record, decided and hereby order to impose the penalty of 5% (Five Percent) cut in pension in one(1) year against Sri Kota Ashok, the then Dy.EE, Araku (Now retired).

10. The Engineering in Chief (FAC), TW Vijayawada shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KANTILAL DANDE
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Kota Ashok, the then Dy.EE, Araku (Now retired). (through O/o the ENC, TW, Vijayawada)
The Engineer-in-Chief (FAC), Tribal Welfare, Vijayawada

Copy to:-

The A.P. Vigilance Commission, Velagapudi.
SC/SF(C.No.1126725).

//FORWARDED::BY ORDER//

SECTION OFFICER